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25 MAY 2007

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In re Application of	:	
ZILVOLD, et al.	:	
Application No.: 10/550,697	:	
PCT No.: PCT/NL03/00234	:	REQUEST FOR STATUS
Int. Filing Date: 27 March 2003	:	
Priority Date: None	:	UNDER 37 CFR 1.42
Attorney Docket No.: HMNZ 2 00040	:	
For: APPARATUS FOR CARRYING OUT AN	:	
ELECTROLYTIC PROCESS ON A	:	
HALOGENIDE COMPOUND	:	

This decision is in response to applicant's "Renewed Petition Under 37 CFR 1.42" filed 11 May 2007 in the United States Patent and Trademark Office (USPTO).

### **BACKGROUND**

On 28 March 2007, applicant was mailed a decision dismissing applicant's request for status under 37 CFR 1.42. Applicant was afforded two months to file any request for reconsideration.

On 11 May 2007, applicant filed the renewed request for status under 37 CFR 1.42 discussed herein.

### **DISCUSSION**

Pursuant to 37 CFR 1.42, first sentence:

"In case of the death of the inventor, the legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration, and apply for and obtain a patent."

Applicant's originally filed declaration was held to be non-compliant as it did not provide the citizenship, residence, and mailing address of both the deceased inventor and legal representative. In addition, the declaration did not properly identify the legal representative, Hendrik Martin Zilvold as a separate co-inventor. Applicant has presently provided an executed declaration which provides all of the required information and therefore it is appropriate to grant applicant's renewed petition at this time.

**CONCLUSION**

Applicant's renewed request for status under 37 CFR 1.42 is **GRANTED**.

This application has an international application filing date of 27 March 2003 and will be given a date of **11 May 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

This application is being returned to the DO/EO/US for processing in accordance with this decision.



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